

JOURNAL OF THE SENATE [May 5, 1971]

STATE OF WISCONSIN

Senate Journal

Eightieth Session

WEDNESDAY, May 5, 1971.

9:00 o'clock A.M.

The senate was called to order by the president of the senate.

The prayer was offered by Reverend William J. Rohlwing, Pastor of Mount Olive Lutheran Church, Madison.

The roll was called and the following senators answered to their names:

Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—30.

Absent with leave—Senators Knowles, Krueger and LaFave—3.

AMENDMENTS OFFERED

Senate amendment 3 to Senate Bill 255 by Senator Bidwell.

Senate amendment 1 to Senate Bill 280 by Senator McKenna.

Senate amendment 1 to Senate Bill 418 by Senators Swan and McKenna.

Senate amendment 1 to senate amendment 2 to Assembly Bill 76 by Senator Swan.

Senate amendment 1 to Assembly Bill 187 by Senator Cirilli.

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INTRODUCTION OF RESOLUTIONS

Senate Resolution 20

Relating to the senate's 1971-73 budget deliberations and procedures and to the establishment of priorities for expenditure requests of state agencies and departments.

Whereas, the fiscal difficulties of the state pose a critical problem that requires that stringent counter-measures be taken; now, therefore, be it

Resolved by the senate, That the department of administration is directed to advise the several state departments and agencies on or before May 20, 1971, of the amount of general purpose revenue funds based on most recent revenue estimates that would be available to each department and agency in each year of the 1971-73 biennium if such funds were distributed among the several departments and agencies in the same proportion as in the budget for the 1969-70 fiscal year; and, be it further

Resolved, That all state departments and agencies are directed to establish and submit to the senate on or before June 20, 1971, for each year of the 1971-73 biennium a listing in order of priority of programs it considers essential and which can be financed within the funds certified to it by the department of administration; such listing to show the amount of funds allotted to each program and the difference, if any, and the amount of funds requested for each program in the department or agency's original request for funds for the 1971-73 biennium; and, be it further

Resolved, That all departments and agencies are directed to establish and submit to the senate on or before June 20, 1971, a listing in order of priority for each year of the 1971-73 biennium of all expenditures included in its 1971-73 budget requests but not included in the listing required in the preceding paragraph, such listing to show the amounts required for each priority of the expenditures together with any changes from the amounts included in the original budget request; and, be it further

Resolved, That duly attested copies of this resolution be transmitted to the governor and the appropriate head of each state agency and department.

By Senators Johnson, Murphy, Busby, Lorge, Soik, Rose-

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leip, Lotto, Steinhilber, Swan and Keppler.

Read.

Senator Johnson requested the resolution be considered privileged under Senate Rule 69.

Senator Risser raised point of order that the resolution was not privileged.

The chair took the resolution under advisement.

Senate Joint Resolution 56

Providing for an advisory referendum on the question of a unicameral legislature.

By Senator Lipscomb.

To committee on Governmental and Veterans' Affairs.

Senate Joint Resolution 57

To amend article VI, section 4 of the constitution, relating to methods of choosing county officers (1st consideration).

By Senator Dorman; co-sponsored by Representative Brown.

To committee on Judiciary.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 476

Relating to testing of cattle for brucellosis and tuberculosis.

By Senators Lorge, LaFave, Cirilli, McKenna, Johnson, Hollander, Bidwell, Roseleip, Murphy, Devitt and Heinzen.

To committee on Agriculture.

Senate Bill 477

Relating to use of university of Wisconsin land sale proceeds for food and nutritional science facilities.

By Senators Hollander and Swan; co-sponsored by Representative Molinaro.

To joint committee on Finance.

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Senate Bill 478

Relating to creation of a barbers examining council and a barber examining board in the department of regulation and licensing, granting rule-making authority, providing penalties and making an appropriation.

By Senators Devitt, Keppler and Heinzen; co-sponsored by Representatives Alberts and McCormick.

To committee on Health and Social Services.

Senate Bill 479

Relating to creating a legislative service division by combining the staffs of the legislative council and the legislative reference bureau.

By Senators Lorge, Busby, Johnson, Lipscomb and Bidwell.

To committee on Governmental and Veterans' Affairs.

Senate Bill 480

Relating to special registration fees for truck tractors and semitrailers used by nonprofit corporations.

By Senator Lorge, by request of John Gillespie.

To committee on Transportation.

Senate Bill 481

Relating to prohibiting the promulgation of minimum schedules for attorneys' fees by the state bar of Wisconsin and providing a penalty.

By Senators Whittow, Lourigan and Chilsen; co-sponsored by Representatives Wahner and Conradt.

To committee on Judiciary.

PETITIONS AND COMMUNICATIONS

Senate Petition 85

A petition by 48 residents of the 15th District in support of strengthening the State's anti-pollution laws.

Introduced by Senator Swan.

Read and referred to committee on Natural Resources.

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Senate Petition 86

A petition by 47 residents of Wisconsin in support of Senate Bill 56, relating to interstate sales and purchase of rifles and shotguns.

Introduced by Senator Swan.

Read and referred to committee on Natural Resources.

Senate Petition 87

A petition by 32 members of the Cargill United Methodist Women's Society of Janesville, Wisconsin, expressing support of Senate Bill 2, relating to indecent articles and family planning.

Introduced by Senator Swan.

Read and referred to committee on Health and Social Services.

Senate Petition 88

A petition by 19 citizens expressing support for legislation which will retain studded tires in Wisconsin.

Introduced by Senator Keppler.

Read and referred to committee on Transportation.

Senate Petition 89

A petition by 9 residents of the 15th District strongly opposing any form of public aid to private and religious schools.

Introduced by Senator Swan.

Read and referred to committee on Education.

Senate Petition 90

A petition by 26 residents of the 15th District in opposition to an increase in auto license fees.

Introduced by Senator Swan.

Read and referred to committee on Transportation.

Senate Petition 91

A petition by 36 members of the Delavan Education Association, Delavan, Wisconsin, in support of Assembly Bill 198 and in opposition to Senate Bill 170.

Introduced by Senator Swan.

Read and referred to committee on Education.

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MESSAGE FROM THE ASSEMBLY

By Thomas P. Fox, chief clerk.

Mr. President:

I am directed to inform you that the assembly has adopted and asks concurrence in:

Motions Under Joint Rule 26:

A Joint Certificate of Congratulations by Representative Sensenbrenner; co-sponsored by Senator Soik for William J. Haese on the occasion of his selection for the distinguished service award;

A Joint Certificate of Congratulations by Representatives Sensenbrenner and Hephner; co-sponsored by Senator Lotto for Mr. and Mrs. Henry J. Baltz on their 50th wedding anniversary;

A Joint Certificate of Commendation by Representative Kleczka; co-sponsored by Representative Kendzierski for Gladys Podkomorski for her service to the Polish National Alliance; and

A Joint Certificate of Commendation by Representatives Gaulke and Huber; co-sponsored by Senator Chilsen for Harvey Mau for his service as a promoter of conservation issues in Wisconsin.

Assembly Joint Resolution 36

Passed and asks concurrence in:

**Assembly Bill 90,
Assembly Bill 120,
Assembly Bill 161,
Assembly Bill 189,**

**Assembly Bill 190,
Assembly Bill 223,
Assembly Bill 387 and
Assembly Bill 416.**

Concurred in:

**Senate Bill 165,
Senate Bill 166 and
Senate Bill 167.**

Nonconcurrent in:

Senate Bill 90.

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MESSAGE FROM THE ASSEMBLY CONSIDERED

Motions Under Joint Rule 26:

A joint certificate of Congratulations by Representative Sensenbrenner; co-sponsored by Senator Soik for William J. Haese on the occasion of his selection for the distinguished service award;

A joint certificate of Congratulations by Representatives Sensenbrenner and Hephner; co-sponsored by Senator Lotto for Mr. and Mrs. Henry J. Baltz on their 50th wedding anniversary;

A joint certificate of Commendation by Representative Kleczka; co-sponsored by Senator Kendzierski for Gladys Podkomorski for her service to the Polish National Alliance; and

A joint certificate of Commendation by Representatives Gaulke and Huber; co-sponsored by Senator Chilsen for Harvey Mau for his service as a promoter of conservation issues in Wisconsin.

The above Motions Under Joint Rule 26 were read and adopted en masse.

Assembly Joint Resolution 36

A joint resolution memorializing Congress to make Highway 2 from Duluth to Sault Ste. Marie part of the interstate highway system.

By Representatives Korpela and Stack.

Read and referred to committee on Transportation.

Assembly Bill 90

Relating to releases by minors from auto accident liability.

By Representative Earl, by request of Mr. John Bliss.

Read first time and referred to committee on Judiciary.

Assembly Bill 120

Relating to purchase of firearms by Wisconsin residents in contiguous states.

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By Representatives Helgeson, Tregoning, Conradt, LaFave, Wilcox, Byers, Klicka, Merkel, Bradley, Schowalter, T. G. Thompson, Schricker, Schwefel, Alberts, Wilger, Kafka and Greider.

Read first time and referred to committee on Judiciary.

Assembly Bill 161

Relating to requiring death certificates showing cause of deaths from abortion.

By Representatives Rogers, Stack, Bolle, Duren, Kleczka, Willkom, Berger, Gaulke, Swoboda, Schneider, Oestreicher, Boeckmann, Roberts, Otte, Helgeson, Schwefel, Wackett, Klicka, Schowalter, Schroeder, LaFave, Alberts, Giese, Quackenbush and McCormick; co-sponsored by Senator Pelquin.

Read first time and referred to committee on Health and Social Services.

Assembly Bill 189

Relating to physical examination of claimants in personal injury cases.

By Representative Sricula.

Read first time and referred to committee on Judiciary.

Assembly Bill 190

Relating to adverse examination of certain witnesses in criminal proceedings.

By Representatives Sricula and Barbee.

Read first time and referred to committee on Judiciary.

Assembly Bill 223

Relating to vehicles stopping before entering an alley or private driveway.

By Representatives Atkinson, Looby and Brown, by request of the Chief of Police of Cudahy, Wisconsin.

Read first time and referred to committee on Transportation.

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Assembly Bill 387

Relating to holder in due course status.

By Representatives Sanasarian, Brown, Ferrall, Bultman, Boeckmann, Tobiasz, Jackamonis, Miller, Barbee and Otte; co-sponsored by Senators Thompson and Devitt.

Read first time and referred to committee on Judiciary.

Assembly Bill 416

Relating to requiring approval of marketing orders by referendum of cherry growers.

By Representatives Swoboda and O'Malley; co-sponsored by Senators Martin, Lotto and Cirilli, by request of Wisconsin Red Cherry Growers Assn.

Read first time.

By request of Senator Schuele, with unanimous consent, **Assembly Bill 416** was laid on the table.

CALENDAR OF APRIL 21

Senate Bill 220

Relating to family transfer of auto registration plates.

Read a second time.

By request of Senator Hollander, with unanimous consent, the bill was referred to joint committee on Finance.

Senate Bill 248

Relating to allowing the juvenile judge to authorize needed medical services for children.

Read a second time.

Ordered to a third reading.

By request of Senator Dorman, with unanimous consent, the vote by which the bill was ordered to a third reading was reconsidered.

Amendment 1 offered by Senator Dorman.

Senator Kendziorski in the chair.

9:45 A.M.

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Amendment 1 adopted.

Ordered to a third reading.

By request of Senator Keppler, with unanimous consent, the bill was considered for final action at this time.

Senator Keppler requested a quorum roll call.

The roll was called and the following senators answered to their names:

Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Thompson and Whittow—29.

Absent—Senator Swan—1.

Absent with leave—Senators Knowles, Krueger and LaFave—3.

Senate Bill 248

Read a third time and passed.

Senate Bill 249

Relating to conditional parole of county jail prisoners by the sheriff.

Read a second time.

By request of Senator Lourigan, with unanimous consent, Senate Bill 249 was laid aside.

Senate Bill 260

Relating to changing the name of the County Board of Welfare in counties having a population of over 500,000.

Read a second time.

Ordered to a third reading.

By request of Senator Keppler, with unanimous consent, the bill was considered for final action at this time.

Read a third time.

By request of Senator Soik, with unanimous consent, the vote by which the bill was ordered to a third reading was reconsidered.

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By request of Senator Keppler, with unanimous consent, Senate Bill 260 was laid aside.

Senate Bill 271

Relating to compulsory school attendance.

Read a second time.

By request of Senator Heinzen, with unanimous consent, Senate Bill 271 was laid aside.

Senate Bill 272

Relating to aid to parents of dependent children.

Read a second time.

By request of Senator Hollander, with unanimous consent, the bill was referred to joint committee on Finance.

Senate Bill 292

Relating to coeducational programs and institutions for the rehabilitation of delinquent youth.

Read a second time.

By request of Senator Hollander, with unanimous consent, the bill was referred to joint committee on Finance.

Senate Bill 298

Relating to county public welfare department personnel standards.

Read a second time.

Ordered to a third reading.

By request of Senator Keppler, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 298

Read a third time and passed.

Senate Bill 301

Relating to motorcycle equipment and driver training, and making an appropriation.

Read a second time.

By request of Senator Hollander, with unanimous consent, the bill was referred to joint committee on Finance.

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Assembly Bill 165

Relating to prison labor.

Read a second time.

Ordered to a third reading.

By request of Senator Keppler, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 165

Read a third time and concurred in.

Assembly Bill 166

Relating to activities of prisoners off prison grounds.

Read a second time.

By request of Senator Cirilli, with unanimous consent, Assembly Bill 166 was laid aside.

CALENDAR OF APRIL 22

Senate Joint Resolution 35

A joint resolution requesting the Congress of the United States to call a constitutional convention for the purpose of clarifying the military and defense powers of the President and the Congress under the U. S. Constitution.

Read.

By request of Senator Risser, with unanimous consent, Senate Joint Resolution 35 was laid aside.

Senate Bill 61

Relating to dismissal of faculty members at public universities for certain convictions.

Read a second time.

By request of Senator Risser, with unanimous consent, Senate Bill 61 was laid aside.

Senate Bill 71

Relating to permitting counties to enact drunk driving ordinances.

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Read a second time.

By request of Senator Chilsen, with unanimous consent, Senate Bill 71 was laid aside.

Senate Bill 179

Relating to privileged communications to doctors.

Read a second time.

Senate Bill 179

The question was: Indefinite postponement?

The bill was indefinitely postponed.

Senate Bill 243

Relating to penalty for residential picketing.

Read a second time.

By request of Senator Swan, with unanimous consent, Senate Bill 243 was laid aside.

Senate Bill 246

Relating to certificates accompanying land plats.

Read a second time.

Senate substitute amendment 1 to Senate Bill 246 offered by Senator Johnson.

Senate Bill 246

Under the senate rules the bill is laid aside.

Senate Bill 297

Relating to limiting liability for certain medical activities including transplants and transfusions.

Read a second time.

By request of Senator Soik, with unanimous consent, Senate Bill 297 was laid aside.

Senate Bill 313

Relating to permitting counties to establish the office of public defender.

Read a second time.

By request of Senator Hollander, with unanimous consent, the bill was referred to joint committee on Finance.

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Senator Hollander requested that **Senate Bill 313** be withdrawn from the joint committee on Finance and taken up at this time.

Senator Swan objected.

Senate Bill 314

Relating to contributory negligence.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 314** was laid aside.

CALENDAR OF APRIL 23

Senate Resolution 7

A resolution relating to a study of employe retirement pension funds and the need for regulations thereof.

Read and adopted.

CALENDAR OF APRIL 27

Senate Joint Resolution 8

A joint resolution making an application to the Congress of the United States, pursuant to Article V of the Constitution of the United States, for a convention for proposing an amendment to the Constitution of the United States.

Read.

By request of Senator Risser, with unanimous consent, **Senate Joint Resolution 8** was laid aside.

Senate Joint Resolution 34

A joint resolution to amend Article VIII, Section 1 of the Constitution relating to reducing the tax burden on private residences with special consideration for persons past the age of 65 years (1st consideration).

Read a second time.

By request of Senator Murphy, with unanimous consent, **Senate Joint Resolution 34** was laid aside.

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Senate Bill 51

Relating to a recodification of the mental health act.

Read a second time.

By request of Senator Hollander, with unanimous consent, **Senate Bill 51** was referred to joint committee on Finance.

Senate Bill 247

Relating to reporting of real estate broker's trust accounts on renewal applications.

Read a second time.

Ordered to a third reading.

By request of Senator Keppler, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 247

Read a third time and passed.

Senate Bill 255

Relating to medical education, increasing the tax on cigarettes, creating a medical student loan program, creating a medical services council and making appropriations.

Read a second time.

By request of Senator Hollander, with unanimous consent, **Senate Bill 255** was referred to joint committee on Finance.

Senate Bill 296

Relating to establishment of a correctional program for youthful offenders.

Read a second time.

By request of Senator Hollander, with unanimous consent, **Senate Bill 296** was referred to joint committee on Finance.

Senate Bill 309

Relating to the transfer to the State of all aid to the blind, aid to dependent children, old-age assistance, medical assistance and aid to the disabled programs from the county and increasing some appropriations.

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Read a second time.

By request of Senator Hollander, with unanimous consent, Senate Bill 309 was referred to joint committee on Finance.

Senate Bill 320

Relating to utility tax penalties.

Read a second time.

Ordered to a third reading.

By request of Senator Keppler, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 320

Read a third time.

By request of Senator Hollander, with unanimous consent, the bill was referred to joint committee on Finance.

Senate Bill 330

Relating to unemployment compensation, and unemployment reserve fund.

Read a second time.

By request of Senator Hollander, with unanimous consent, the bill was referred to joint committee on Finance.

Senate Bill 422

Relating to deleting the mourning dove from the definition of game bird and making it the Wisconsin state symbol of peace.

Read a second time.

Ordered to a third reading.

By request of Senator Keppler, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 422

Read a third time and passed.

By request of Senator Hollander, with unanimous consent, Senate Bill 422 was immediately messaged.

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CALENDAR OF APRIL 28

Senate Bill 364

Relating to removing authority of common school districts to establish high schools.

Read a second time.

By request of Senator Lourigan, with unanimous consent, Senate Bill 364 was laid aside.

CALENDAR OF APRIL 29

Senate Bill 76

Relating to local roads and street allotments.

Read a second time.

Ordered to a third reading.

By request of Senator Keppler, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 76

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 4; absent or not voting, 3; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, Lorge, Lotto, McKenna, Martin, Murphy, Parys, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—26.

Noes—Senators Dorman, Lipscomb, Lourigan and Peloquin—4.

Absent or not voting—Senators Knowles, Krueger and LaFave—3.

So the bill passed.

Senate Bill 157

Relating to an exemption from non-resident tuition at the University of Wisconsin and state universities.

Read a second time.

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Ordered to a third reading.

By request of Senator Keppler, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 157

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 1; absent or not voting, 4; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, Lipscomb, Lorge, Lotto, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—28.

Noes—Senator Lourigan—1.

Absent or not voting—Senators Devitt, Knowles, Krueger and LaFave—4.

So the bill passed.

Senate Bill 186

Relating to exempting semen from sales tax.

Read a second time.

Ordered to a third reading.

By request of Senator Keppler, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 186

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 3; absent or not voting, 4; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Dorman, Frank, Heinzen, Hollander, Johnson, Keppler, Knutson, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—26.

Noes—Senators Kendziorski, Lipscomb and Parys—3.

Absent or not voting—Senators Devitt, Knowles, Krueger and LaFave—4.

So the bill passed.

Senate Bill 187

Relating to exempting cemetery lots from transfer fees.

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Read a second time.

Ordered to a third reading.

By request of Senator Hollander, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 187

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 2; absent or not voting, 3; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Keppler, Knutson, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—28.

Noes—Senators Kendziorski and Lipscomb—2.

Absent or not voting—Senators Knowles, Krueger and LaFave—3.

So the bill passed.

Senate Bill 239

Relating to state funds available for student loans.

Read a second time.

By request of Senator Swan, with unanimous consent, Senate Bill 239 was laid aside.

Senate Bill 240

An act to appropriate \$6,403.15 from the general fund for payment of a claim by Dane County against the state.

Read a second time.

Ordered to a third reading.

By request of Senator Keppler, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 240

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting, 3; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski,

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Keppler, Knutson, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—30.

Noes—None.

Absent or not voting—Senators Knowles, Krueger and LaFave—3.

So this bill passed.

Senate Bill 317

Relating to licensing professional wrestling.

Read a second time.

By request of Senator Lipscomb, with unanimous consent, Senate Bill 317 was laid aside.

By request of Senator Keppler, with unanimous consent, the senate stood informal for 5 minutes.

10:55 A.M.

11:00 A.M.

The senate reconvened.

The president of the senate in the chair.

11:10 A.M.

By request of Senator Keppler, with unanimous consent, all actions were immediately messaged.

By request of Senator Keppler, with unanimous consent, the senate recessed until 4:30 P.M.

11:15 A.M.

RECESS

4:30 P.M.

The senate reconvened.

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LEAVES OF ABSENCE

By request of Senator Hollander, with unanimous consent, Senator Hollander was granted a leave of absence at 5:30 for the balance of today's session.

By request of Senator Keppler, with unanimous consent, Senator Knutson was granted a leave of absence for the balance of today's session to attend a meeting in the Governor's office.

Senator Keppler requested unanimous consent to take Assembly Bill 416 from the table and take it up at this time.

Assembly Bill 416

Relating to requiring approval of marketing orders by referendum of cherry growers.

Read a second time.

Ordered to a third reading.

By request of Senator Keppler, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 416

Read a third time and concurred in.

By request of Senator Keppler, with unanimous consent, Assembly Bill 416 was immediately messaged.

Assembly Bill 89

Relating to lease or sale of space above and below municipal real estate.

Read a second time.

Senate amendment 1 adopted.

Senate amendment 2 adopted.

Senate amendment 3 adopted.

Senator Chilsen moved rejection of senate amendment 4.

Senator LaFave requested that Assembly Bill 89 be laid aside for ½ hour.

Senator Risser objected.

Senator LaFave moved that Assembly Bill 89 be laid over for ½ hour.

Senator Risser moved a

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CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

The roll was called and the following senators answered to their names:

Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—31.

Absent—None.

Absent with leave—Senators Knowles and Krueger—2.

By request of Senator Risser, with unanimous consent, Assembly Bill 89 was laid aside until 5:30 P.M.

The question on which the call of the house was put having been resolved the call was raised.

Senate Joint Resolution 26

Establishing a special joint committee to study the constitutionality of the federal government's relations with the United Nations.

Read.

By request of Senator Roseleip, with unanimous consent, Senate Joint Resolution 26 was tabled.

Senate Joint Resolution 27

A joint resolution to amend Article IV, section 24 of the Constitution, relating to eliminating the prohibition against legislative authorization of lotteries (1st consideration).

Read a second time.

The question was: Rejection of Senate Joint Resolution 27?

The ayes and noes were demanded and the vote was: ayes, 27; noes, 2; absent or not voting, 2; paired, 2; as follows:

Ayes—Senators Bidwell, Busby, Cirilli, Devitt, Dorman, Frank, Heinzen, Johnson, Kendziorski, Keppler, Knutson,

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LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Peloquin, Risser, Roseleip, Soik, Steinhilber, Swan, Thompson and Whittow—27.

Noes—Senators Parys and Schuele—2.

Absent or not voting—Senators Knowles and Krueger—2.

Paired—Senator Hollander for the resolution; Senator Chilsen against the resolution—2.

So the resolution was rejected.

LEAVE OF ABSENCE

By request of Senator Roseleip, with unanimous consent, Senator Roseleip was granted a leave of absence for the balance of today's session.

Assembly Bill 89

Senate amendment 4 rejected.

Senate amendment 5, offered by Senator LaFave.

Senator Risser moved that senate amendment 5 be rejected.

Senator Whittow moved a

CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

The roll was called and the following senators answered to their names:

Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Johnson, Kendzierski, Kepp'ler, Knutson, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—29.

Absent with leave—Senators Hollander, Knowles, Krueger and Roseleip—4.

The ayes and noes were demanded and the vote was: ayes, 17 noes, 11; absent or not voting, 3; paired, 2; as follows:

Ayes—Senators Bidwell, Chilsen, Dorman, Frank, Johnson, Kendzierski, Lipscomb, Lotto, McKenna, Martin, Parys,

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Peloquin, Risser, Schuele, Soik, Thompson and Whittow—17.

Noes—Senators Busby, Cirilli, Devitt, Heinzen, Keppler, Knutson, LaFave, Lorge, Lourigan, Murphy and Swan—11.

Absent or not voting—Senators Knowles, Krueger and Roseleip—3.

Paired—Senator Hollander for rejection; Senator Steinhilber against rejection—2.

So senate amendment 5 was rejected.

The question on which the call of the house was put having been decided the call was raised.

Senate amendment 6 offered by Senator LaFave.

Senator Keppler requested unanimous consent that the senate adjourn in honor of the birthdays of Senator Soik, Senator McKenna and Senator Risser.

Senator Keppler moved that the senate adjourn until 9:00 A.M. May 6, 1971.

6:20 P.M.

INTRODUCTION OF GUESTS

Senator Roseleip introduced: The students of Monroe Junior High School and students from Iowa-Grant schools with teachers, Mr. Bushke and Mr. Frez, 8th grade teachers and chaperones, Mrs. Rockwell, Mrs. Meyer, Mrs. Leix, Mrs. Barritt, all from Montfort and Cobb, Wisconsin.

Senator Devitt introduced: Students from Whitnall High School with Mr. Corwin, Mr. Bockhorst and Mr. Sutherland, from Hales Corners, Wisconsin.

Senator Lotto introduced: Joseph Leiberger, Director of Austin Stranbel Airfield in Brown County, Green Bay, Wisconsin.

Senator Soik introduced: 50 students from Divine Savior Holy Angel High School with Sister Bernadette Kline.

Senator Hollander introduced guests of Senator Krueger: Students from Zion Lutheran School with Mr. Kieselhorst, from Rhinelander, Wisconsin.

Senator Keppler introduced: Sheboygan Mayor Roger Schneider.